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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Matthias Ulbricht et al.

TITLE : DEVICE AND METHOD FOR THE OPTICAL SCANNING OF MEDIA, OBJECTS, OR AREAS

APPLICATION NO. : 10/553,148

FILED : October 11, 2005

CONFIRMATION NO. : 1794

EXAMINER : Jade R. Callaway

ART UNIT : 2809

LAST OFFICE ACTION : June 26, 2007

ATTORNEY DOCKET NO. : ZHHZ 2 00024

RESPONSE TO RESTRICTION REQUIREMENT

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In the Office Action dated June 26, 2007, a restriction was required between the claims of Group 1, claims 20-33, drawn to a device for optically scanning a medium with a bearing mounted fitting and the claims of Group 2, claims 34-37, drawn to a method for optically scanning a medium wherein the system is guided over the medium for scanning the medium while the mirror is rotated about the axis of rotation.

In response, Applicant elects the claims of Group 1, claims 20-33, with traverse.

Reasons for the traversal are as follows. It is stated in paragraph 2 of the Office Action that the common technical feature in the claims of Group 1 and Group 2 is a scanning or sensing system that comprises a deflection mirror. However, the claims of Group 1 and Group 2 contain additional common features. First, the deflection mirror means is located in a bearing mounted fitting and is provided with at least one compensation mass means. Second, the arrangement is such that the axis of rotation coincides with a principal axis of inertia of a combination including the deflection mirror means and the fitting. Applicant submits that neither of these features is shown or made obvious by the mentioned prior art U.S. Publ. No. 2002/0122234 A1. Therefore, Applicant respectfully submits that the Restriction Requirement promulgated in the instant case should be withdrawn.

Respectfully submitted,

FAY SHARPE LLP

23 July 2007
Date

Jay F. Moldovanyi
Jay F. Moldovanyi, Reg. No. 29,678
1100 Superior Avenue
Seventh Floor
Cleveland, OH 44114-2579
216-861-5582

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence (and any item referred to herein as being attached or enclosed) is (are) being	
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<input type="checkbox"/>	transmitted to the USPTO by facsimile in accordance with 37 CFR 1.18 on the date indicated below.
Express Mail Label No.:	Signature: <u>Laurie A. Boylan</u>
Date: <u>July 23, 2007</u>	Name: Laurie A. Boylan